

Official Minutes for Webb County Commissioners Court Meeting

Monday, May 8, 2006 at 1:00 PM
and continuing Tuesday, May 9, 2006 at 1:00 PM
(Approved 06-26-2006)

- Item No. 1 Call to order by Judge Louis H. Bruni
Let it be remembered that a regular meeting of the Webb County Commissioners Court was held at 1:00 p.m. at the regular meeting place with the following members present to wit:

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| Louis H. Bruni | County Judge |
| Frank Sciaraffa | Commissioner, Pct. 1 |
| Judith Gutierrez | Commissioner, Pct. 2 |
| Jerry Garza | Commissioner, Pct. 3 |
| Cindy Cortez-Brunner | Commissioner, Pct. 4 |

Thus constituting a quorum, the Commissioners Court proceeded to act upon the Agenda as posted in the meeting notice of the 5th of May 2006. Present also were Ms. Nora Elia Prado, Deputy County Clerk representing Mrs. Margie Ramirez Ibarra, Ex-officio Clerk of the Commissioners Court, various officers and others interested in the business of the Court.

- Item No. 2 Roll Call – Margie Ramirez Ibarra, Webb County Clerk

- Item No. 3 Pledge of Allegiance – Led by All

- Item No. 4 Approval of bills, payroll and monthly reports

Mr. Rafael Perez, County Auditor, presented the Auditor's Report ending April 30, 2006 (58.3% of the FY). Judge Bruni stated that he was concerned about the amount of funding being spent on court appointed attorneys when the case could be handled by the Public Defender's Office. He stated that he would be limiting the funding available for court appointed attorneys in the upcoming budget cycle.

Judge Bruni motioned to accept the County Auditor's Report. Cmr. Cortez-Brunner seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 5 Communications

Cmr. Sciaraffa welcomed the residents of La Presa and Mangana Hein present at today's meeting.

Cmr. Garza congratulated the Laredo Bucks for the 2nd CHL championship.

Judge Bruni stated that several election site judges have been allowing county residents to vote in the city elections. He stated that he was going to call a meeting for the Elections Commission after these elections to disband the elections office. He stated that the current Elections Administrator was incompetent and a disgrace to Webb County.

Item No. 6 Public Comment

Ms. Ana Laura Cavazos, Ms. Maria Elena Morales and Ms. Rosaura Tijerina were present to address Item No. 8.

Cmr. Sciaraffa motioned to move up Item No. 8. Cmr. Gutierrez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 8 Discussion and possible action to direct the Webb County Purchasing agent to solicit requests for qualifications for tax collection attorneys, and any other matters incident thereto.

Ms. Ana Laura Cavazos, Delinquent Tax Attorney, stated that there are not in favor or against Item No. 8 since it was the court's prerogative to solicit Requests for Qualifications. She stated that she was present simply to advise the court of what their law firm has done for Webb County in regards to delinquent tax collections for the last two years. She stated that they have collected 177% and 136% more in their first and second years respectively compared to the previous tax attorney. She stated that they have not foreclosed on any homes and have worked hard to collect delinquent taxes. She stated that the second page of their report shows how their compensation is calculated. She stated that they base their compensation on figures given to them by the Tax Assessor/Collector's Office.

Ms. Maria Elena Morales, Delinquent Tax Attorney, clarified that property has been sold at auction when there is no other choice. She stated that one property that the court may be aware of is located in Three Points. She stated that the property was taken in trust by the taxing entities at the auction but it being managed by the city. She stated that prior to 1993, the county was unable to assess a collection fee. She stated that those taxes are still delinquent, but since a collection fee cannot be collected, the County Auditor feels that she should not be compensated for those collections. Ms. Morales stated that their concern is not with the Court but with the County Auditor. She stated that he has halted all payments to their firm and has refused to meet with them.

Judge Bruni reminded the court that the county was smaller so the tax collections were less. He inquired whether any of the delinquent tax attorneys have ever been sanctioned by the State Bar.

Ms. Morales stated that she was given a public reprimand.

Judge Bruni motioned to approve item as submitted. Cmr. Cortez-Brunner seconded the motion.

Cmr. Gutierrez stated that a lot of rhetoric has gone back and forth on this item. She stated that the figures speak for themselves but that everything is being politicized. She stated that every attorney in Webb County wants this contract but that this firm has done its job and collected additional tax monies. She stated that when this contract was approved, the tax attorneys were advised not to foreclose on homes unless necessary and they have done that.

Cmr. Garza stated that the county needs to look and see which firm will give the county the best deal. He requested that the tax attorneys present a report showing the percentage of taxes collected versus taxes owed instead of basing themselves on prior year collections.

Ms. Cavazos stated that the court needs to eliminate and review the tax rolls for properties that do not exist or where the taxpayers is unknown. She stated that there is no real figure as to the actual amount in delinquent taxes is owed.

Ms. Patricia Barrera, Tax Assessor Collector, stated that properties listed as over 65 or disabled cannot be foreclosed on. She stated that there are many properties and business that no longer exist and should be removed from the tax rolls. She stated that the Webb County Appraisal District has failed to remove these properties but that it is to their advantage since their funding is based on the tax levy.

Cmr. Cortez-Brunner stated that she has nothing against this firm but feels that other attorneys should be given an opportunity to bid on the contract. Cmr. Sciaraffa stated that he has usually been at a political crossroads with the firm but feels that they have done a great job in collecting delinquent taxes and working with the taxpayers.

Motion carried 3-2 with Cmr. Sciaraffa and Cmr. Gutierrez voting against.

Cmr. Sciaraffa motioned to move up Item No. 14. Cmr. Cortez-Brunner seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 14 Discussion and possible action to solicit requests for proposals for the architectural design for the La Presa Mangana-Hein Community Center.

Cmr. Sciaraffa stated that Webb County is working to provide water and electricity to the La Presa and Mangana Hein communities but now will also provide a community center for its residents.

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 7 Status report on City of Laredo's providing water to Los Botines, with discussion and possible action to direct staff to take measures as necessary to further the project, and any other matters incident thereto.

Judge Bruni stated that he was advised that Mr. Tomas Rodriguez, County Engineer, has tried to contact Mr. Larry Dovalina, City Manager, but has not received a response. Mr. Tomas Rodriguez, County Engineer, stated that he sent Mr. Dovalina a memo on March 30th and has left numerous messages but has not received any response. He requested that the court send a letter via certified mail to Mr. Dovalina requesting that the city decertify the well so that Webb County can request the certification needed. Judge Bruni advised Mr. Rodriguez to get together with Mr. Homero Ramirez, County Attorney, to draft a letter to be sent to Mr. Dovalina.

Item No. 9 Discussion and possible action for Commissioner Court approval of the design and content of commemorative/identifying plaques for the Webb County Regional Wastewater Treatment Plant and, the Villa Antigua Border Heritage Museum, and any other matters incident thereto.

Mr. Tomas Rodriguez, County Engineer, stated that the plaques will show the Court members in office when the project began and when it was completed. Judge Bruni stated that he would like for the Architect and Engineer names on the plaques to be the same size. Cmr. Gutierrez stated that she was concerned about using different formats for each plaque. She recommended that they use the same format for all of them.

Judge Bruni motioned to approve item with the changes stated. Cmr. Cortez-Brunner seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 10 Discussion and possible action to render assistance, as available and as within Webb County's legal and fiscal means, to Zapata County as a "water shortage declared disaster area," and any other matters incident thereto.

Judge Bruni stated that Webb County would facilitate Zapata 8-12,000 gallons of water. He stated that if Zapata is able to, they would pay for the water provided but that he would not leave them without water. He stated that he was glad to hear that all the mayoral candidates' platforms include looking for a secondary source of water. He stated that the well recently drilled by Webb County will produce at least 500 gallons per minutes of drinkable water.

Cmr. Gutierrez motioned to approve item as submitted. Judge Bruni seconded the motion.

Motion carried 4-0 with Cmr. Sciaraffa not present for voting.

Item No. 11 Status report on Webb County International Bridge No. 1

Mr. Carlos Villarreal, Executive Administrator, stated that the 4th Court of Appeals has ruled that Webb County must get the city's permission to construct a bridge within city limits but that the request cannot be unreasonably denied. He stated that the county has requested a re-hearing and the court has requested additional information to be able to review the case. He stated that he attended the Bi-National Border Coalition meeting but that they were unable to make their presentation since presenters must now be invited to make a presentation instead of just signing up as before. Mr. Homero Ramirez, County Attorney, stated that it was unusual for the court to request additional information once a decision has been made. He stated that it was a good sign for their case.

Item No. 12 Status report on Webb County International Rail Bridge No. 1

Mr. Carlos Villarreal, Executive Administrator, stated that there has been a lot of movement in regards to the rail project. He stated that a presentation was made during the Bi-National Conference held in Yuma, Arizona in June. He stated that this was the only Texas project listed on the 1-3 year priority list. He stated that they have had numerous meetings with Tex DOT and stated that they will be meeting with the Mexican Government tonight at 7:00 PM in Monterrey. He stated that the process to obtain the presidential permit has begun and that they are working as fast as possible to get everything needed. Judge Bruni stated that Webb County has taken the initiative in moving the rail traffic and hazardous cargo outside the city limits. Mr. Villarreal reminded the court of the 7 car derailment that occurred in Bruni two weeks ago and stated that he did not want the city to wait until there is a major accident to do something about the rail lines.

Item No. 13 Discussion and possible action to transfer slot #1718 Chief Clerk, Department 1042-JP Pct 2 Pl 1, and Slot #2233 Deputy Constable, Dept. 2501 Constable Pct. 3 to Department 2500, Constable Pct. 1, including attendant funds, and any other matters incident thereto.

Judge Bruni motioned to table Item No. 13. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Cmr. Gutierrez motioned to move up Item No. 45, No. 46, No. 47, No. 48, No. 49, No. 50, No. 51, and No. 52. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 52 Discussion and Possible Action Authorizing the County Engineer to acquire twenty feet (20) of Right of Way from County School Lands adjacent to Las Pilas Road from Hwy 59 to the northern limit of the County School Lands in order to widen Las Pilas Road to fifty (50) feet and make it a County Road or to acquire twenty feet (20) of Right of

Way from the adjacent property owner on the west side of Las Pilas Rd.

Mr. Tomas Rodriguez, County Engineer, requested that Item No. 52 be tabled.

Cmr. Sciaraffa motioned to table Item No. 52. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 45 Discussion and Possible Action Authorizing 80 Per Cent Payment of the Retainage to Ramos Industries, Inc. in the amount of \$90,611.52, for the TWDB-EDAP Waste Water Collection System project on the north side of El Cenizo.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 46 Discussion and Possible Action Authorizing the Purchasing Agent and the County Engineer to advertise "Request for Proposals" for "Design Build" of the Golf Course Improvements approved by Commissioners Court.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Mr. Tomas Rodriguez, County Engineer, stated that Design Build was chosen for this project since it is faster and it was important to have a contractor with experience in golf courses.

Motion carried 5-0 by unanimous consent.

Item No. 47 Discussion and Possible Action Authorizing Amendment No. 3 to Dannenbaum Engineering in the amount of \$7,953.73 for "Additional Services" to obtain a "Gas Generator Emissions Permit" from the Texas Commission of Environmental Commission for the TWDB-EDAP 1.5 million gallons per day Regional Waste Water Treatment Plant project.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 48 Discussion and Possible Action Authorizing Final Payment and Retainage to Dannenbaum Engineering in the amount of \$5,491.80 for the inspection of the 2.4 MGD Water Treatment Plant, the 1.5 MGD

Wastewater Treatment Plant, the Water line replacement in Rio Bravo, the Water line replacement in El Cenizo, the three Lift stations and force mains in El Cenizo and the 200,000 gallon Elevated tank in El Cenizo.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Cortez-Brunner seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 49 Discussion and Possible Action Authorizing the Purchasing Agent and the County Engineer to advertise for bids the "Raw Water Intake Structure, Cleaning & Relining of Ponds and other accessories" which is Phase II of the 2.4 million gallon per day Water Treatment Plant Texas Water Development Board EDAP Project.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 50 Discussion and Possible Action Authorizing the modification of "General Order of Personnel Cost Positions – FY 2005-06 Fund # 656 – Border Colonias Access Program – Rio Bravo" to include the Funds from El Cenizo (671), Bruni /Mirando (672), Los Altos (699), San Carlos I & II (704), Old Milwaukee (705), Penitas West (706), Tanquecitos I & II (707), D-5 Acres and Ranchitos 359.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Cortez-Brunner seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 51 Discussion and Possible Action Granting a Temporary Construction Easement to the City of Laredo on a tract of land of 0.017 acres (4,640 sq. ft.), situated on Lot 5, Block 18 of the Western Division of the City of Laredo adjacent to Santa Ursula Avenue, south of Zaragoza Street and Authorizing the County Judge to execute the easement.

Mr. Homero Ramirez, County Attorney, stated that he was concerned about the proposal submitted and requested an opportunity to review it.

Cmr. Gutierrez motioned to table Item No. 51. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 19 Discussion and possible action to raise fees on the County's Water Dispensers located at Las Lomas (Hwy 59), Self Help Center (Hwy 359), at La Bota (Mines Rd.) and on River Loop at the South Side Waste Water Treatment Plant.

Mr. Tomas Rodriguez, County Engineer, stated that the County's current cost for providing water is \$10.39 per 1,000 gallons and the current selling price is \$1.66 per 1,000 gallons.

Judge Bruni motioned to increase the water fee to \$10.39 per 1,000 gallons. Cmr. Gutierrez seconded the motion for discussion.

Mr. Rodriguez stated that right now, \$0.25 buys 150 gallons and the increase would be to \$1.50 for 150 gallons. Cmr. Gutierrez stated that this was too much of an increase. She stated that the residents needed to be advised of this proposed increase. Cmr. Cortez-Brunner stated that the price has been set at this rate since the beginning. Mr. Rodriguez stated that he would like to balance out the costs and bring in the numbers at the next meeting.

Cmr. Gutierrez withdrew her second. Judge Bruni withdrew his motion.

Cmr. Gutierrez motioned to defer the item to the next meeting. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 20 Discussion and possible action authorizing the implementation of a county policy Restricting Trucks with tanks larger than 500 gallons to load water at Webb County's Water Dispensers located at Las Lomas (Hwy 59), Self Help Center (Hwy 359) and at La Bota (Mines Rd.) and designating the Golf Course Water Dispenser for trucks loading more than 500 gallons.

Mr. Tomas Rodriguez, County Engineer, stated that they had received complaints from several residents about having to wait in line for water for over an hour while 2-3,000 gallons trucks filled up. He stated that several employees have had weapons drawn on them by the drivers of these trucks. He requested that the court authorize the installation of pipes and guardrails to limit the size of vehicles that can enter the water dispensers. Cmr. Gutierrez stated that the use of the water needed to be restricted to residential use. She stated that the water tank on Hwy 359 runs out when people are using the water for cattle, for irrigation or to sell.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 15 Discussion and possible action to award La Nueva Hacienda Home and Community Based Service Program \$500.00 to help pay for their entrance fee to Fiesta Texas. This money would be taken from account #001-2100-03.

Cmr. Garza motioned to table Item No. 15. Cmr. Gutierrez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 16 Discussion and possible action to award Special Olympics \$500.00 for their trip to Arlington, Texas. This money would be taken from account #001-2100-03. [Co-Sponsored by Commissioner Frank Sciaraffa]

Cmr. Garza motioned to approve item as submitted. Cmr. Cortez-Brunner seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 17 Discussion and possible action to accept \$90,531.00 of Department of Energy funds from the Texas Department of Housing and Community Affairs to be used in the FY- 2006 Weatherization Assistance Program to assist in achieving a prescribed level of energy efficiency in 25 dwellings of qualified low income persons and authorizing the County Judge to sign all relevant documents. (Requested by WCCAA)

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 18 Discussion and possible action to authorize the purchasing agent to solicit Request for Qualifications for the position of Director of Human Resource Officer for an additional thirty (30) days and discussion on any possible salary adjustment.

Cmr. Cortez-Brunner stated that there was only one Request for Qualifications received. She requested an additional 30 day posting along with advertisements in area cities. She requested an increase to \$62-65,000 from the savings in the Personnel Funds to try and attract additional applicants.

Cmr. Cortez-Brunner motioned to approve item as submitted. Judge Bruni seconded the motion.

Motion carried 5-0 by unanimous consent.

MEDIA BREAK

- Item No. 21 Discussion and possible action to create four (4) slots from the forfeiture funds for the Webb County Sheriff's Department (Fund 168 - State Forfeiture) 4 slots from fund 168 for the amount of \$ 79,555.00 with fringe benefits.

Mr. J.J. Gonzalez, Sheriff's Comptroller, stated that the monies shown will cover to the end of the fiscal year. He stated that if there are sufficient forfeiture funds in the next fiscal year, then the slots will remain and if not, the slots will be closed. He stated that these slots are not correctional officers but are for the jail. Mr. Homero Ramirez, County Attorney, stated that the Sheriff is able to use these monies as he pleases but they must be used to augment law enforcement and must be approved by the court. Mr. Gonzalez stated that these slots will not be part of the bargaining unit.

Judge Bruni motioned to reject Item No. 21. Cmr. Cortez-Brunner seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 22 Discussion and possible action to approve the following 4 slot changes for personnel of the Webb County Sheriff's Department effective May 08, 2006. The salary increases are equal to the salary decreases and the amount of personnel costs budgeted for fiscal year 2005-2006 remain unchanged.

Cmr. Gutierrez inquired whether these salary increases/decreases are a separate item from Item No. 21. Mr. J.J. Gonzalez, Sheriff Comptroller, stated that these are two separate items. He stated that these changes are being done due to employee promotions. Cmr. Garza stated that he was concerned about making these increases/decreases and then having the Sheriff request that the slot that was decreased to be increased again. Cmr. Gutierrez stated that she was concerned about possible unequal pay for similar positions. She also stated that the incentive pay needed to be taken into consideration and that these changes needed to be scrutinized. Cmr. Sciaraffa stated that when a similar item was brought up at a previous meeting, they were advised by the County Attorney that they could not reject the item. Mr. Homero Ramirez, County Attorney, stated that when an elected official is requesting a transfer of funds from within their own budget, the court is hard pressed to say no. He stated that there might be some problems in regards to the collective bargaining and has been advised by the County Auditor that this item has not been reviewed. He stated that the court can approve the transfer when the bottom line events out. He stated that the court needed additional information and the auditor is not here to certify whether these funds are available. He stated that since these changes are considered budget amendments, they can request additional information before approving the item. He stated that he is not familiar with this item since it did not go through his office.

Cmr. Gutierrez motioned to table Item No. 22. Cmr. Cortez-Brunner seconded the motion.

Motion carried 5-0 by unanimous consent.

RECESS (3:22 PM to 3:58 PM)

Item No. 23 Presentation regarding the construction of a skate board ramp in the Quad City Area.

Judge Bruni stated that there is no such area as the Quad Cities. Bruni, Mirando City, Aguilaes and Oilton are individual cities with their own history and should be treated as such. Constable Annette Munoz, Precinct 3, stated that she is aware of that but that the item was not drafted by her. She stated that she is proposing the construction of a skate park at the Mirando City Park. She stated that the children need a place to vent and would serve as a possible revenue source from hosting tournaments. She stated that Mr. Rolando Ramirez of Exodus Skateboards has offered to construct the park as well as offer safety classes on a monthly basis.

Mr. Rolando Ramirez, Exodus Skateboards, stated that their latest project was for a private customer in which they installed a 3' X 16' X 32" half pipe in their backyard. He stated that the approximate cost for this ramp is \$5,000. He stated that it would be possible to place a wood half pipe on the abandoned tennis court. He stated that it is more beneficial to use wood for this project since material such as concrete and metal, which the Laredo Skate Park is constructed with, heats up too much with the Laredo weather but can still be added on to in the future. He stated that he has not done any commercial work, only residential.

Cmr. Gutierrez stated that due to the possible cost, the project would need to go out for bids as well as look for possible funds. She stated that this would be a great asset for Mr. Ramirez to provide the safety classes. She stated that she would commit to looking for the necessary funding and even though this is not an action item, it was a great place to start discussions on this worthwhile project.

Item No. 24 Discussion and possible action to terminate an Accounting Software Licensing and Maintenance Agreement with CAD Computing and authorizing the Webb County Indigent Services Program Director to send a letter terminating said licensing and maintenance agreement. [Requested by Webb County Indigent Services Program]

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 25 Discussion and possible action to enter into a one (1) year maintenance agreement (May 15, 2006 through May 14, 2007) with an option to extend the agreement for a second year with IBM to provide maintenance services to two (2) laser printers located at the Tax Assessor/Collector's Office at an annual cost of ONE THOUSAND

THREE HUNDRED DOLLARS AND SIXTEEN DOLLARS (\$1,316.00) per year and authorizing the County Judge to sign all relevant documents. [Account No. 001-0700-6402].

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Cortez-Brunner seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 26 Discussion and possible action to enter into a one (1) year Equipment Maintenance Agreement (May 8, 2006 to May 7, 2007) with Office Communications Systems, Inc. for one (1) Toshiba Digital Copier and accessories located at the 341st Judicial District Court in the amount of ONE HUNDRED AND THIRTY-FIVE DOLLARS (\$135.00) and authorizing the County Judge to sign all relevant documents. [Requested by Webb County Purchaser; Account No. 623-1003-8801 (Capital Outlay)].

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Gutierrez seconded the motion.

Mr. Rafael Perez, Chief Deputy Auditor, stated that the correct account number for Item No. 26 and No. 27 was 001-1003-6403.

Motion carried 5-0 by unanimous consent.

- Item No. 27 Discussion and possible action to enter into a one (1) year Equipment Maintenance Agreement (May 8, 2006 to May 7, 2007) with Office Communications Systems, Inc. for one (1) Toshiba Digital Copier and accessories located at the 111th Judicial District Court in the amount of ONE HUNDRED AND THIRTY FIVE DOLLARS (\$135.00) and authorizing the County Judge to sign all relevant documents. [Requested by Webb County Purchaser; Account No. 623-1003-8801 (Capital Outlay)].

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 28 Discussion and possible action to enter into a contract amendment one with the State of Texas, through the Texas Department of Transportation—Vehicle Titles and Registration Division, to lease one (1) Remote Sticker Printing Systems (RSPS) and Dealer Title Application (DTA) equipment at an annual cost of SIX HUNDRED DOLLARS (\$600.00), and authorizing the County Judge to sign all

relevant documents. [Requested by Webb County Tax Assessor/Collector (Account No. 001-0700-6014)]

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 29 Discussion and possible action to enter into a Cooperative Working Agreement with the South Texas Council on Alcohol and Drug Abuse (STCADA) beginning September 1, 2005 and ending August 31, 2006, to allow STCADA to provide services in the area of Adult Outpatient Treatment Services and authorizing the County Judge to sign all relevant documents. [Requested by Community Action Agency]

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 30 Discussion and possible action to enter into a Cooperative Working Agreement with the South Texas Council on Alcohol and Drug Abuse (STCADA) beginning September 1, 2005 and ending August 31, 2006, to allow STCADA to provide services in the area of HIV Early Intervention and authorizing the County Judge to sign all relevant documents. [Requested by Community Action Agency]

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 31 Discussion and possible action to enter into a Cooperative Working Agreement with the South Texas Council on Alcohol and Drug Abuse (STCADA) beginning September 1, 2005 and ending August 31, 2006, to allow STCADA to provide services in the area of HIV prevention and authorizing the County Judge to sign all relevant documents. [Requested by Community Action Agency]

Cmr. Garza motioned to approve item as submitted. Cmr. Cortez-Brunner seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 32 Discussion and possible action to enter into a Memorandum of Understanding with South Texas Council on Alcohol and Drug Abuse

(STCADA) beginning September 1, 2005 and ending August 31, 2006, to allow STCADA to coordinate services, maximizing existing resources, and avoiding duplication of services in the area of Co-Occurring Psychiatric Substance Use Disorders and Outpatient Treatment and authorizing the County Judge to sign all relevant documents.
[Requested by Community Action Agency]

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Cortez-Brunner seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 33 Discussion and possible action to approve a Resolution supporting the rehabilitation or replacement of off-system bridges by the Texas Department of Transportation (TX DOT) where said bridges are located on county roads and authorizing the County Judge to execute all relevant documents.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Cortez-Brunner seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 34 Discussion and possible action to approve a contract with the State of Texas Office of Rural Community Affairs (TCDP 725891) for flood and drainage improvements and drainage easements in the San Carlos and San Enrique Colonias and the construction of a community center in Penitas West in the amount of EIGHT HUNDRED THOUSAND DOLLARS (\$800,000.00) with a cash contribution from Webb County in the amount of TWENTY-EIGHT THOUSAND FIVE HUNDRED DOLLARS (\$28,500.00), a cash and in-kind labor contribution from the Webb County Self-help Center program in the amount of TWENTY-THREE THOUSAND EIGHT HUNDRED SIXTY-NINE DOLLARS (\$23,869.00) and in kind labor and equipment provision from the Texas A&M Colonias Program in the amount of TEN THOUSAND DOLLARS (\$10,000.00) for a total of EIGHT HUNDRED EIGHTY THOUSAND THREE HUNDRED SIXTY-NINE DOLLARS (\$880,369.00) and ratifying the execution of said agreement as of June 22, 2005. [Economic Development Department]

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 35 Discussion and possible action to amend a contract with the State of Texas, Office of Rural Community Affairs (TCDP 725891) to allow the construction of an approximately 1,800 sq. ft. compressed earthen block structure to serve as a tool library and demonstration building at the Webb County Self-help Center on Highway 359 and to allow for the construction of a three thousand sq. ft. concrete structure and associated parking lot on a ten acre tract of county land near the intersection of Highway 59 and Las Haciendas Unit 1 and authorizing the County Judge to sign all relevant documents.[Economic Development Department]

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 36 Discussion and possible action on an application to be submitted to the Office of the Governor's Criminal Justice Division in the amount of \$40,000.00 to fund mental health/dual diagnosis services in conjunction with the Juvenile Drug Court. No match is required and authorizing the County Judge to sign all relevant documents. [Requested by Economic Development]

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Cortez-Brunner seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 37 Discussion and possible action to approve the following line item transfer:
From: Equipment Rental \$1,500.00 Account #001-1100-6014
To: Professional Services \$1,500.00 Account #001-1100-6022

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 38 Discussion and possible action to approve using the interest earned from Bond Series 2003 (Fund #657) as the payment source for the capital outlay purchases identified in the back-up information to this item.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Cortez-Brunner seconded the motion.

Motion carried 4-0 with Cmr. Sciaraffa not present for voting.

- Item No. 39 Discussion and possible action to approve amendment # 1 to increase the Webb County Community Action Agency's Rural Transportation Program's federal grant by an additional \$36,981.00 and authorizing the County Judge to sign all relevant documents.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Cortez-Brunner seconded the motion.

Motion carried 4-0 with Cmr. Sciaraffa not present for voting.

- Item No. 40 Discussion and possible action to accept a check in the amount of \$8,000 from Reliant Energy Retail Services, LLC. Webb County Community Action Agency will utilize these funds to assist qualified Reliant Energy Retail Services, LLC clients.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Cortez-Brunner seconded the motion.

Motion carried 4-0 with Cmr. Sciaraffa not present for voting.

- Item No. 41 Discussion and possible action to approve payment to Propane Energy LTD in the amount of \$456.20 for invoices pending since 2001. Funding will come from County Grant Matching account #001-0112-7200-08.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Garza seconded the motion.

Motion carried 4-0 with Cmr. Sciaraffa not present for voting.

- Item No. 42 Discussion and possible action to accept contract amendments between Webb County and the Office of Rural Community Affairs (ORCA) for TCDP # 721175 (Colonia Old Milwaukee and Tanquecitos 1) House to Line connection to terminate July 4, 2007 and TCDP # 722205 (Colonia Tanquecitos 1) Sanitary Sewer Collection System to terminate April 27, 2007. (The contract amendments will not impact the County's General Fund).

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Garza seconded the motion.

Motion carried 4-0 with Cmr. Sciaraffa not present for voting.

Item No. 43 Discussion and possible action to create a General Order and Transfer Slot #1912 (NI Coordinator) Acct.# 503-0111-5001 to fund 459 (Acct. # 459-0111-5001- Contract for Deed).

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Garza seconded the motion.

Ms. Evie Warren, Economic Development, stated that this transfer was being made from one grant that had no more monies to one that did.

Motion carried 5-0 by unanimous consent.

Item No. 44 Discussion and possible action on the Potential Project Digest developed by the Webb County Recreational Plan Update Committee for the required 2005 revision of the existing 2000-2010 Webb County Recreational Plan. Possible adoption of the plan and authorization to submit it to the Texas Parks and Wildlife Department as the basis for future applications for grant funding of Webb County recreational projects.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 53 Discussion and possible action to extend the length of employment for SLOT # 2185 (CDA Assistant Coordinator), 1084 (Bus Driver), and 1087(Bus Drivers), from 22 Pay Periods to 26 Pay Periods for FY 2005 - 2006.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 54 Discussion and possible action to approve the following extended contracts for the Webb County Community Action Agency:

| | |
|-------------------------------|------------------------------------|
| AA Builders, Juan A. Doniz | Contractor for Weatherization work |
| Border Insulation, Rene Ramos | Contractor for Weatherization work |

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 60 Discussion and possible action to authorize the purchasing agent to purchase two (2) digital copiers from Dahill Industries through Buy Board State Contract in the amount of \$6,906.00 for the Sheriff's Department.

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Gutierrez seconded the motion.

Motion carried 5-0 by unanimous consent.

Mr. Homero Ramirez, County Attorney, stated that he was concerned about Item No. 38 and whether it complied with proper notice compliance.

Judge Bruni motioned to bring back Item No. 38. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 38 Discussion and possible action to approve using the interest earned from Bond Series 2003 (Fund #657) as the payment source for the capital outlay purchases identified in the back-up information to this item.

Cmr. Garza motioned to table Item No. 38 pending further review. Cmr. Cortez-Brunner seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 61 Discussion and possible action to authorize the purchasing agent to solicit Requests for Proposals for the Webb County Employee Drug and Alcohol Testing Program for Fiscal Year 2006-2007.

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Gutierrez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 62 Adjournment

Cmr. Gutierrez motioned to adjourn the meeting. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.